

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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LESALDO SHALTO,	:	
	:	
Plaintiff,	:	
	:	23 Civ. 9091 (LGS)
-against-	:	
	:	<u>ORDER</u>
SALVATORIA KITCHEN AND BAR CORP., et	:	
al.,	:	
Defendants.	:	
	X	
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LORNA G. SCHOFIELD, District Judge:

WHEREAS, Defendants have not filed a notice of appearance in this matter, but appear to have participated in the preparation of the parties' joint letter and proposed case management plan;

WHEREAS, the initial pretrial conference in this matter is scheduled for December 6, 2023;

WHEREAS, no significant issues were raised in the parties' joint letter or proposed case management plan. It is hereby

**ORDERED** that counsel for Defendants shall file a notice of appearance no later than **December 8, 2023**. By **December 5, 2023**, Plaintiff shall serve a copy of this Order on Defendants and file proof of service. It is further

**ORDERED** that the December 6, 2023, initial pretrial conference is **cancelled**. If the parties believe that a conference would nevertheless be useful, they should inform the court immediately so the conference can be reinstated. The case management plan and scheduling order will issue in a separate order. The parties' attention is particularly directed to the provisions for periodic status letters, and the need for a pre-motion letter to avoid cancellation of

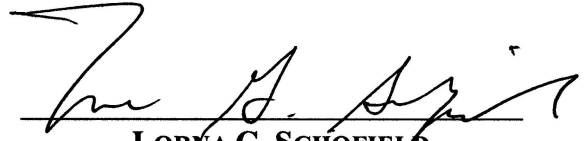
the final conference and setting of a trial date. It is further

**ORDERED** that if Defendant seeks to file a motion to dismiss or Plaintiffs intend to proceed with their motion for partial summary judgment, they shall file a pre-motion letter pursuant to Individual Rules III.A.1 and III.C.2. It is further

**ORDERED**, regarding settlement discussions, the parties' request for a referral to the District's Mediation Program is GRANTED. A referral order will issue separately. It is further

**ORDERED** that Defendants shall answer, move or otherwise respond to the Complaint by **December 6, 2023**.

Dated: December 1, 2023  
New York, New York



**LORNA G. SCHOFIELD**  
**UNITED STATES DISTRICT JUDGE**